WP(C) 4307/2007

BEFORE

THE HON'BLE MR. JUSTICE B.K.SHARMA

Heard Mr. P. Talukdar, learned counsel for the petitioners as well as Ms N. Baruah, learned Standing Counsel, Education Department. I have also heard Ms A. Verma, learned Standing Counsel, Finance Department representing the Respondents No.6 and 7.

Considering the nature of grievance raised and as agreed to by the learned counsel for the parties, I dispose of the writ petition at the motion stage itself.

The grievance raised in the writ petition is in respect of non-payment of salary to the petitioners even after clearing the Basic Training Course. As per the averments made in the writ petition, the petitioners are the primary school teachers. According to them, they were appointed in the months of October, November and December, 1999 in different schools in the district of Sibsagar. Initially, they received the monthly stipend at Rs.900/- per month which was later on raised to Rs.1800/- per month. Further statement made in the writ petition is that they have cleared their Junior Basic Training Course in the year 2003. According to the petitioners, after clearing the training, the respondents paid them monthly salary in the time scale of pay admissible to the posts of primary school teachers. However, their salaries have been stopped since January, 2007. Earlier also for few months, they were not paid their salary. In this connection, the petitioners have given particulars in Annexure-4 to the writ petition. Mr. Talukdar, learned counsel for the petitioners has drawn my attention to the order passed in W.P. (C) No.4784/2005 by which this Court in similar circumstances provided for taking a decision in the matter by the Director of Elementary Education, Assam. Ms Baruah, learned Standing Counsel, Education Department submits that it will be appropriate to examine the case by the committee appointed for the purpose.

Considering the aforesaid materials on record and the submissions made by the learned counsel for the parties, I dispose of the writ petition with a direction to the Director of Elementary Education, Assam to take on record the grievance of the petitioners and decide the same in accordance with law. He will find out as to why the salary of the petitioners stated to be payable to the petitioners have not been paid. If need be, he may refer the matter to the committee constituted for the purpose. In any case, the decision in the matter shall be taken as expeditiously as possible, but at any rate, not later than 30th November, 2007. Whatever may be the decision in the matter, the same shall be communicated to the petitioners.

Writ petition is disposed of.